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GOVERNOR



MATTHEW RODRIGUEZ  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

## State Water Resources Control Board

Division of Drinking Water

October 15, 2014

System No. 3910023

James Bewley, Director of Operations  
Oakwood Lake Water District-Subdivision  
208 Seaview Drive  
Richmond, CA 94801

### TRANSMITTAL OF CITATION NO. 03-10-14C-008 FOR FAILURE TO COLLECT LEAD AND COPPER MONITORING

Dear Mr. Bewley

The Oakwood Lake Water District – Subdivision (Subdivision) failed to conduct lead and copper tap monitoring in the distribution system during the months of June, July, August, or September 2014, as specified in section 64675(b) of the Lead and Copper Monitoring Regulations, Chapter 17.5, Title 22, California Code of regulations. The Division has issued Citation No. 03-10-14C-008, in response to this violation. The citation is being transmitted to the Subdivision under cover of this letter.

Please respond to the directives of this Citation by the deadlines established with each item. If you have any questions regarding this Citation, please contact Brian Kidwell by email at [Brian.Kidwell@waterboards.ca.gov](mailto:Brian.Kidwell@waterboards.ca.gov) or by phone at (209) 948-3963.

Sincerely,

Bhupinder S. Sahota, P.E.  
District Engineer, Stockton District  
SOUTHERN CALIFORNIA BRANCH  
DRINKING WATER FIELD OPERATIONS

Attachments:

Citation No. 03-10-14C-008

Certified Mail No. 7004 2890 0002 0057 9478

H:\Stockton System Files\San Joaquin County\3910023\Enforcement\OLWD Subdivision CIT cover letter 10-15-14

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

31 E. Channel Street, Room 270, Stockton, CA 95202 | [www.waterboards.ca.gov](http://www.waterboards.ca.gov)

**STATE OF CALIFORNIA**  
**WATER RESOURCES CONTROL BOARD**  
**DIVISION OF DRINKING WATER**

**TO:** Oakwood Lake Water District - Subdivision  
874 E. Woodward Avenue  
Manteca, CA 95337

**Attn:** Mr. James Bewley, Director of Operations  
Oakwood Lake Water District – Subdivision

**CITATION FOR VIOLATION OF CALIFORNIA CODE OF REGULATIONS, TITLE  
22, SECTION 64675(b) - WATER SYSTEM NO. 3910023  
C I T A T I O N   N O .   03-10-14C-008  
Issued on October 15, 2014**

Section 116650 of the California Health and Safety Code authorizes the issuance of a citation to a public water system for violation of the California Safe Drinking Water Act (Health and Safety Code, Division 104, Part 12, Chapter 4, commencing with Section 116270) (hereinafter "California SDWA"), or any regulation, standard, permit or order issued or adopted thereunder.

The State Water Resources Control Board (hereinafter "Board"), acting by and through its Division of Drinking Water (hereinafter "Division") and the Deputy Director for the Division (hereinafter "Deputy Director"), hereby issues a citation to the Oakwood Lake Water District - Subdivision (hereinafter, Subdivision) (874 E.

1 Woodward Avenue, Manteca, CA 95337) for violation of California Code of  
2 Regulations (CCR), Title 22, Section 64675 subsection (b).

3  
4 **APPLICABLE AUTHORITIES**

5 **Section 116650 of California Health and Safety Code provides:**

6  
7 (a) If the Division determines that a public water system is in violation of  
8 this chapter or any regulation, permit, standard, citation, or order issued or adopted  
9 thereunder, the Division may issue a citation to the public water system. The citation  
10 shall be served upon the public water system personally or by certified mail. Service  
11 shall be deemed effective as of the date of personal service or the date of receipt of  
12 the certified mail. If a person to whom a citation is directed refuses to accept delivery  
13 of the certified mail, the date of service shall be deemed to be the date of mailing.

14 (b) Each citation shall be in writing and shall describe the nature of the  
15 violation or violations, including a reference to the statutory provision, standard, order,  
16 citation, permit, or regulation alleged to have been violated.

17 (c) A citation may specify a date for elimination or correction of the  
18 condition constituting the violation.

19 (d) A citation may include the assessment of a penalty as specified in  
20 subdivision (e).

21 (e) The Division may assess a penalty in an amount not to exceed one  
22 thousand dollars (\$1,000) per day for each day that a violation occurred, and for each  
23 day that a violation continues to occur. A separate penalty may be assessed for each  
24 violation.



1 California Code of Regulations, Title 22, Section 64675, subsection (b) provides,  
2 in relevant part:

3  
4 b) During each period, each system conducting reduced tap sampling shall collect at  
5 least one sample from the number of sites based on the number of people served  
6 specified in table 64675-A under Reduced Tap Sampling, as follows:

7 (1) The sites shall be representative of the sites required for standard tap  
8 sampling.

9 (2) The samples shall be collected during the months of June, July, August, or  
10 September, unless the Division approves an alternate set of four months based on a  
11 review of the system's operations and lead and copper data, in which case the system  
12 shall initiate sampling during the alternate set of four months when directed in writing  
13 to do so by the Department.

14  
15 **STATEMENT OF FACTS**

16 The Subdivision is operated under Water Supply Permit No. 01-88-023, issued on  
17 December 6, 1988.

18  
19 Oakwood Lake Water District operates a small water system located approximately  
20 five miles outside the City of Manteca. The system is a community water system that  
21 serves the residents in the subdivision surrounding Oakwood Lake and sells water to  
22 the Oakwood Lake Water District-MHP (System No. 3910029). According to the 2013  
23 Annual Report to the Division, the Subdivision serves approximately 399 people  
24 through 203 service connections, and the Oakwood Lake Water District - Mobile  
25 Home Park (System No. 3910029) serves approximately 114 people through 58  
26 service connections. The system obtains its water supply from two active wells, Well

No. 3 and Well No. 4, located on the subdivision property. Both Wells exceed the arsenic MCL of 10 ug/l and manganese MCL of 50 ug/l.

In addition to the wells, the facilities include a manganese and arsenic treatment plant, a 49,000-gallon backwash storage tank, a 500,000-gallon ground-level finished water storage tank, and a booster pump station. The domestic water is routinely disinfected using sodium hypochlorite.

Lead and copper monitoring was initiated by the Division in 2009. The first round of biannual monitoring was completed in March 2009. The second round of biannual monitoring was completed in September 2009. After two rounds of biannual lead and copper monitoring were completed, the Subdivision's monitoring frequency was reduced to triennial lead and copper monitoring. The latest round of lead and copper monitoring was completed in September 2011. The next round of lead and copper monitoring was due between June 1, 2014, and September 30, 2014. Per an email, dated October 13, 2014, from Casey Wichert, the lead operator, this lead and copper monitoring was not completed.

Currently the Subdivision performs triennial reduced tap sampling for lead and copper. Pursuant to Title 22, CCR, Table 64675-A, the Subdivision is required to collect five distribution system samples. The lead and copper samples shall be collected once every three years during the months of June, July, August, or September, unless the Division approves an alternate set of four months.

#### **DETERMINATION**

The Division has determined that the Subdivision failed to comply with the requirements of Section 64675 (b) due to the failure to conduct the required triennial



1 lead and copper sampling in the Subdivision's distribution system between June 1,  
2 2014, and September 30, 2014.

3  
4 **DIRECTIVES**

5 The Subdivision is hereby directed to take the following actions:

- 6  
7 1. The Subdivision shall sample the designated distribution system sites in the  
8 Subdivision's domestic water system for lead and copper in November 2014.  
9 The Subdivision shall collect at least 5 samples during this monitoring round in  
10 accordance with Section 64675 (b) of the CCR.

11  
12 Note that all lead and copper distribution monitoring shall be conducted using  
13 the same sites as were used during the 2011 monitoring. If it is necessary to  
14 change a site or sites, the new site(s) address and tier ranking shall be  
15 attached to that round's results along with the reason for the change of the  
16 sample site(s).

- 17  
18 2. The results of the monitoring shall be submitted to the Division's Stockton  
19 District office on the Form 141-AR, which has been provided to the Subdivision  
20 electronically, along with copies of the laboratory results for each site.

- 21  
22 3. If results of the October 2014 monitoring are in compliance with the action  
23 levels for both lead and copper, the Subdivision shall monitor lead and copper  
24 again between June 1, 2015, and September 30, 2015. If the results from  
25 2015 are in compliance with the action levels for both lead and copper, the  
26 Subdivision may return to triennial lead and copper monitoring.



1 4. Failure to conduct lead and copper tap monitoring is considered a monitoring  
2 and reporting violation. As a result, the Subdivision is required to notify the  
3 consumers of this violation in the 2014 Consumer Confidence Report, which is  
4 required to be distributed to all customers by July 1, 2015. The Subdivision  
5 must also complete the attached Proof of Notification form and submit it to the  
6 Division, with a copy of the Consumer Confidence Report, by October 1, 2015.

7  
8 The Division reserves the right to make such modifications to this Citation as it may  
9 deem necessary to protect public health and safety. Such modifications may be  
10 issued as amendments to this Citation, and shall be deemed effective upon issuance.

11  
12 Nothing in this Citation relieves the Subdivision of its obligation to meet the  
13 requirements of the California Safe Drinking Water Act, or of any regulation, permit,  
14 standard, or order issued or adopted thereunder.

15  
16 All submittals required by this Citation shall be submitted to the Division at the  
17 following address:

18  
19 Bhupinder S. Sahota, P.E.  
20 District Engineer, Stockton District  
21 State Water Resources Control Board  
22 Division of Drinking Water  
23 31 E. Channel Street, Room 270  
24 Stockton, CA 9202

25  
26 **PARTIES BOUND**

27 This Citation shall apply to and be binding upon the Subdivision, its officers, directors,  
28 shareholders, agents, employees, contractors, successors, and assignees.

1 **SEVERABILITY**

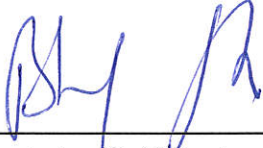
2 The Directives of this Citation are severable, and the Subdivision shall comply with  
3 each and every provision thereof, notwithstanding the effectiveness of any other  
4 provision.  
5

6 **FURTHER ENFORCEMENT ACTION**

7 The California SDWA authorizes the Board to: issue citation with assessment of  
8 administrative penalties to a public water system for violation or continued violation of  
9 the requirements of the California SDWA or any permit, regulation, permit or order  
10 issued or adopted thereunder including, but not limited to, failure to correct a violation  
11 identified in a citation or compliance order. The California SDWA also authorizes the  
12 Board to take action to suspend or revoke a permit that has been issued to a public  
13 water system if the system has violated applicable law or regulations or has failed to  
14 comply with an order of the Board; and to petition the superior court to take various  
15 enforcement measures against a public water system that has failed to comply with  
16 violates an order of the Board. The Board does not waive any further enforcement  
17 action by issuance of this citation.  
18

19  
20 10-15-2014

21 Date

22   
23 Bhupinder S. Sahota, P.E.,  
24 District Engineer, Stockton District  
Division of Drinking Water  
State Water Resources Control Board

25 Attachments:

26 1. Proof of Notification Form  
27

28 Certified Mail No. 7004 2890 0002 0057 9478  
29  
30



## PROOF OF NOTIFICATION

As required by Section 116450 of the California Health and Safety Code, I notified all users that \_\_\_\_\_ failed to collect lead and copper monitoring between June 1, 2014 and September 30, 2014.

Notification was made on \_\_\_\_\_ by \_\_\_\_\_  
(date)

\_\_\_\_\_ written notice.  
hand delivery or posted (circle one)

\_\_\_\_\_  
Signature of Water System Representative

\_\_\_\_\_  
(date)

DISCLOSURE: Be advised that Section 116725 and 116730 of the California Health and Safety Code state that any person who knowingly makes any false statement on any report or document may be liable for a civil penalty not to exceed five thousand (5,000) for separate violation for each day that violation continues. In addition, the violators may be prosecuted in criminal court and upon conviction, be punished by a fine of not more than \$25,000 for each day of violation, or be imprisoned in the county jail not to exceed one year, or by both the fine and imprisonment.

Due By: July 1, 2015

Failed to collect lead and copper monitoring: June 1, 2014 – September 30, 2014

System Number: 3910023

Citation No.: 03-10-14C-008